



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Christian Fritz et al.                      Art Unit : 1645  
Serial No. : 10/068,080                                      Examiner : K. Shahnan-Shah  
Filed : February 5, 2002  
Title : USE OF YNES, ESSENTIAL BACTERIAL GENES AND POLYPEPTIDES

**MAIL STOP AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the action dated August 26, 2003, finally rejecting claims 39 and 40.

A check in the amount of \$330 for the appeal fee is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050, referencing Attorney Docket No. 15132-090002.

Respectfully submitted,

Date: 2/25/04

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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